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PROPOSED FIRST AMENDMENT

BILL NO. 2008-20

ORDINANCE NO. _____

AN ORDINANCE TO ESTABLISH ADDITIONAL LICENSING REQUIREMENTS AND REGULATIONS APPLICABLE TO WEDDING CHAPELS, AND TO PROVIDE FOR OTHER RELATED MATTERS.

Sponsored by: Councilman Gary Reese

Summary: Establishes additional licensing requirements and regulations applicable to wedding chapels.

THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
AS FOLLOWS:

SECTION 1: Title 6, Chapter 84, Section 10, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended to read as follows:

6.84.010: (A) No person shall engage in the business of operating a wedding chapel without first obtaining and thereafter maintaining a valid unexpired license pursuant to this Code. The City Council finds and determines that the operation of a wedding chapel should require a privileged license, and is therefore subject to the provisions of Chapter 6.06.

(B) In addition to any requirement of Chapter 6.06 otherwise applicable, each employee or agent of a wedding chapel business, including an independent contractor, who will engage in the solicitation of business or the distribution of advertising materials for the wedding chapel must comply with applicable provisions of Chapters 6.42 and 6.62.

SECTION 2: Title 6, Chapter 84, of the Municipal Code of the City of Las Vegas, Nevada, 1983 Edition, is hereby amended by adding thereto a new Section 60, reading as follows:

6.84.060: (A) During the prohibited time period, no officer, employee or agent of a wedding chapel, including an independent contractor, may solicit business for the chapel at a prohibited location.

(B) For purposes of this Section:

(1) "Prohibited time period" means the period commencing one hour before the Clark County Marriage Bureau opens for business each day and ending one hour after the Marriage Bureau closes for that day.

1 (2) "Prohibited location" means:

2 (a) Any portion of the City-owned sidewalk area along the west side
3 of Third Street for a distance of 170 feet north of the centerline of Clark Avenue, except for the area
4 described in Paragraph (1) of Subsection (C) of this Section; and

5 (b) Any portion of the City-owned sidewalk area along the north
6 side of Clark Avenue for a distance of 200 feet west of the centerline of Third Street, except for the
7 area described in Paragraph (2) of Subsection (C) of this Section.

8 (C) The following areas, being more particularly delineated on Exhibit "A" that is
9 attached to Ordinance No. ____, are excluded from the definition of "prohibited location" in
10 Paragraph (2) above:

11 (1) That 3 foot wide strip of sidewalk, adjacent to and running parallel with
12 the existing back of curb line of Third Street beginning at the Easterly curb return of Clark Avenue
13 and said Third Street and extending Northeasterly along said Third Street, 50 feet; and

14 (2) That 3 foot wide strip of sidewalk, adjacent to and running parallel with
15 the existing back of curb line of Clark Avenue beginning at the Westerly curb return of Third Street
16 and said Clark Avenue and extending Northwesterly along said Clark Avenue, 50 feet.

17 (D) The City shall designate on City sidewalks, with appropriate markings:

18 (1) The westerly and northerly boundaries of the prohibited locations
19 described in Paragraph (2) of Subsection (B) of this Section, and

20 (2) The locations of the areas excluded from the definition of "prohibited
21 location" pursuant to Subsection (C) of this Section.

22 (E) The provisions of this Section:

23 (1) Apply only to property owned by the City; and

24 (2) Do not affect any other property, or the application of any laws or rules
25 that govern such other property.

26 (F) Following the adoption of Ordinance No. ____, the City shall prepare a final
27 map or diagram that depicts the prohibited locations and the areas excepted therefrom. The map or
28 diagram shall be filed with the City Clerk. A copy thereof shall be maintained in the office of the

1 Department of Finance and Business Services, and copies shall be made available to the public upon
2 request.

3 SECTION 3: The provisions of this Ordinance shall apply to wedding chapels
4 licensed before or subsequent to the adoption of this Ordinance, except that existing licensees need
5 not apply for a new privileged license unless otherwise required by the Director of Finance and
6 Business Services.

7 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or
8 phrase in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or
9 ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
10 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
11 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
12 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,
13 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
14 invalid or ineffective.

15 SECTION 5: Whenever in this ordinance any act is prohibited or is made or declared
16 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
17 required or the failure to do any act is made or declared to be unlawful or an offense or a
18 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
19 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
20 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
21 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the
2 _____ day of _____, 2008, and referred to the following committee composed of
3 _____ and _____ for recommendation;
4 thereafter the said committee reported favorably on said ordinance on the _____ day of
5 _____, 2008, which was a _____ meeting of said Council; that at said
6 _____ meeting, the proposed ordinance was read by title to the City Council
7 as amended and adopted by the following vote:

8 VOTING "AYE": _____

9 VOTING "NAY": _____

10 ABSENT: _____

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APPROVED:

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By _____
OSCAR B. GOODMAN, Mayor

15 ATTEST:

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BEVERLY K. BRIDGES, CMC
City Clerk

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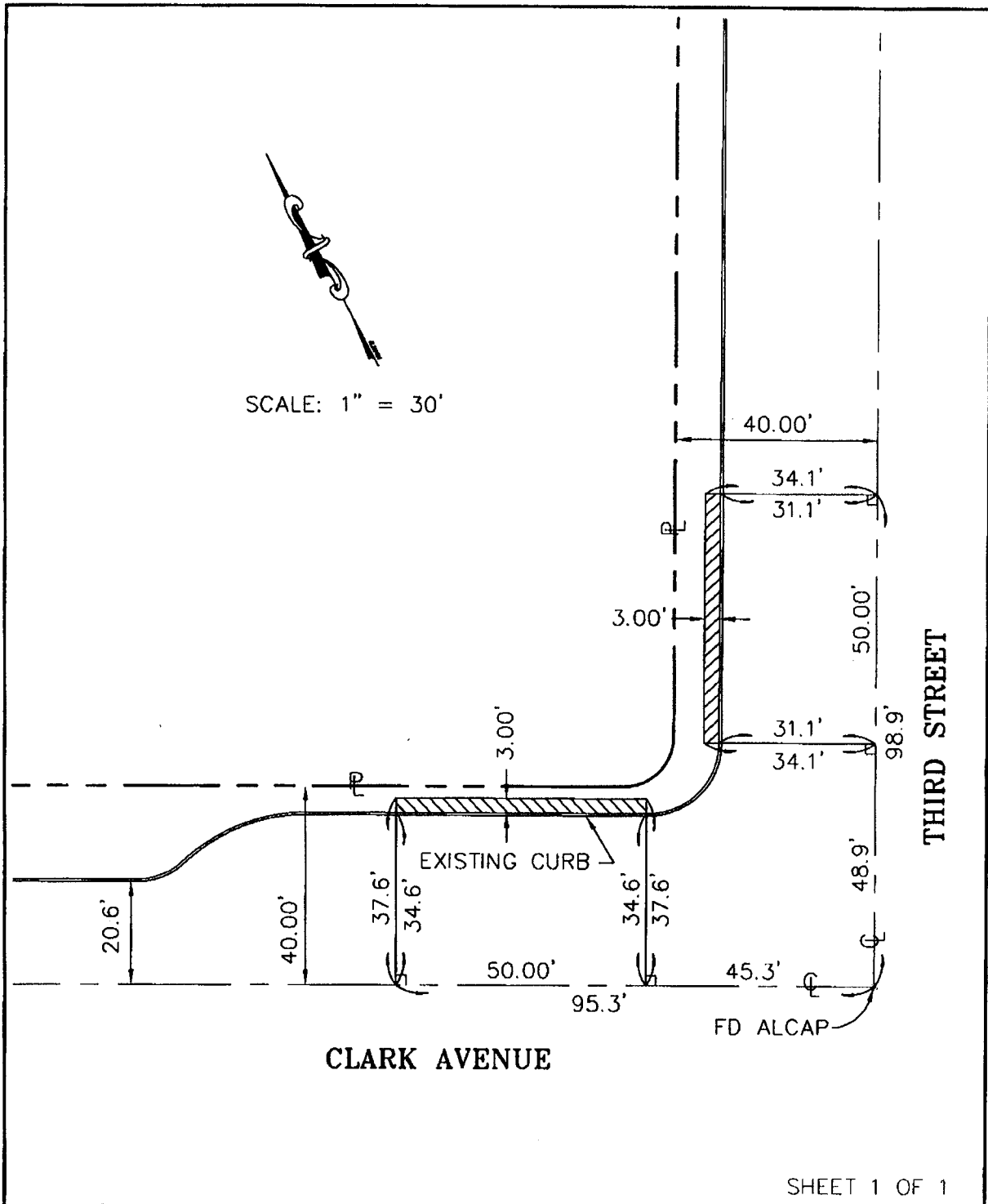
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SHEET 1 OF 1



EXHIBIT "A"
 AS-BUILT CURB RETURN @ THE CORNER OF CLARK AVE. & 3RD ST.
 CITY OF LAS VEGAS, CLARK COUNTY, NEVADA

CITY OF LAS VEGAS - SURVEY
 3001 RONEMUS DRIVE, LAS VEGAS, NEVADA 89128 (702) 229-6217

DRAWING: THIRD ST & CLARK

DRAWN BY: HJB

CHECKED BY: ARR

DATE: 06-16-2008